



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------------|--|-------------------|---------|
| Applicant: | Joseph Fitzgerald, et al. | Confirmation No.: | 4743 |
| Serial No.: | 10/578,091 | Examiner: | Unknown |
| Int. Filing Date: | 11/24/2004 | Group Art Unit: | Unknown |
| Title: | SYSTEM AND METHOD FOR MANAGEMENT AND INSTALLATION OF OPERATING SYSTEM IMAGES FOR COMPUTERS | | |
| Docket: | 200406552-4 | | |

AFFIDAVIT OF TUAN V. NGO

MS MISSING PARTS

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

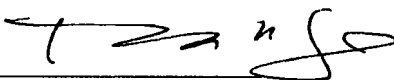
I, the undersigned, Tuan V. Ngo, am a patent attorney representing **Hewlett-Packard Company**, a corporation organized and existing under the laws of **Delaware**, having a place of business at **Palo Alto, California** (herein after called "the applicant") hereby declare the following:

1. On January 23, 2004 Edward Kahn and Phil Burgard, executed an Assignment to Novadigm, Inc. agreeing to assign the rights to provisional application 60/525,278 and all subsequent applications, including the above invention, to Novadigm, Inc.
2. On January 26, 2004 Joseph J. Fitzgerald, executed an Assignment to Novadigm, Inc. agreeing to assign the rights to provisional application 60/525,278 and all subsequent applications, including the above invention, to Novadigm, Inc.
3. On February 16, 2007 Harry Moeller executed an Assignment to Hewlett Packard Company agreeing to assign the rights to provisional application 60/525,278 and all subsequent applications, including the above invention, to Hewlett Packard Company.

4. U.S. Patent Application entitled **SYSTEM AND METHOD FOR MANAGEMENT AND INSTALLATION OF OPERATING SYSTEM IMAGES FOR COMPUTERS** Serial Number 10/578,091, based on PCT/US04/039658 filed November 24, 2004, which claims priority to provisional application 60/525,278 filed November 26, 2003, was invented by Joseph J. Fitzgerald, Edward Kahn, Phil Burgard and Harry Moeller.
5. Novadigm, Inc. was subsequently purchased by Hewlett-Packard Company, thus acquiring all rights, title and interest in this subject application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements are made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated this 28 day of March, 2007

By 
Tuan V. Ngo



Delaware

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The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

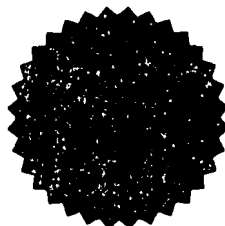
"NOVADIGM, INC.", A DELAWARE CORPORATION,

WITH AND INTO "HEWLETT-PACKARD COMPANY" UNDER THE NAME OF "HEWLETT-PACKARD COMPANY", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE NINTH DAY OF JUNE, A.D. 2004, AT 10:53 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

2858384 8100M

040429222



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 3175310

DATE: 06-16-04

State of Delaware
Secretary of State
Division of Corporations
Delivered 10:53 PM 06/09/2004
FILED 10:53 PM 06/09/2004
SRV 040429222 - 2858384 FILE

**CERTIFICATE OF OWNERSHIP AND MERGER
OF
NOVADIGM, INC. WITH AND INTO
HEWLETT-PACKARD COMPANY**

Pursuant to Section 253 of the General
Corporation Law of the State of Delaware

Hewlett-Packard Company, a Delaware corporation ("HP"), hereby certifies as follows:

1. HP is a corporation duly organized and existing under the laws of the State of Delaware.
2. HP owns all of the outstanding shares of stock of Novadigm, Inc., a corporation duly organized and existing under the laws of the State of Delaware ("Novadigm"); and
3. On March 18, 2004, the Board of Directors of HP adopted the following resolutions and such resolutions have not been rescinded and are in full force and effect on the date hereof:

"NOW, THEREFORE, BE IT RESOLVED: That Novadigm shall be merged with and into HP (the "Merger") pursuant to the laws of the State of Delaware, HP shall assume all liabilities and obligations of Novadigm, and HP shall be the surviving corporation upon the effectiveness of the Merger;

RESOLVED FURTHER: That, in connection with the transactions described above, Ann O. Baskins and Charles N. Charnas (each, an "Authorized Officer") and any persons authorized by any of the Authorized Officers (together with the Authorized Officers, the "Authorized Persons") are, and each of them hereby is, authorized and directed, for and in the name and on behalf of HP, to make such filings and applications, to execute and deliver such agreements, documents, certificates and instruments, to pay such fees and expenses, to retain such advisors and to do such acts and things as the Authorized Persons deem necessary or appropriate to effect the purpose and intent of the resolutions above and the transactions contemplated thereby; and

RESOLVED FURTHER: That all actions previously taken by the Authorized Persons for and in the name and on behalf of HP, in connection with the transactions described above, are hereby ratified and affirmed."

IN WITNESS WHEREOF, the undersigned corporation has caused this Certificate of Ownership and Merger to be executed in its corporate name this 9th day of June, 2004.

HEWLETT-PACKARD COMPANY

BY: Charles N. Charnas

Charles N. Charnas
Vice President, Deputy General Counsel
and Assistant Secretary